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37 C.F.R. 1.8

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Michael R. Krawzschek
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Polonsky *et al.*

Serial No.: 09/768,877

Filed: January 23, 2001

For: METHODS OF TREATMENT OF TYPE 2
DIABETES

Group Art Unit: 1652

Examiner: Ramirez, D.M.

Atty. Dkt. No.: ARCD:307USD1

AMENDMENT UNDER 37 C.F.R §1.116

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

Appellants respectfully submit this Amendment after final Official Action pursuant to 37 C.F.R. §1.116. Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper. Remarks are provided beginning on page 11 of this paper. This Amendment places the case in better condition for appeal by reducing the number of issues for appeal. This Amendment after final Official Action is filed concurrently with Appellants' Appeal Brief.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski Account L.L.P. No.: 50-1212/ARCD:307USD1.